

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

NEONODE SMARTPHONE LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO. LTD.  
and SAMSUNG ELECTRONICS  
AMERICA, INC.,

Defendants.

Civil Action No. 6:20-cv-00507-ADA

**JURY TRIAL DEMANDED**

**PLAINTIFF’S UNOPPOSED MOTION TO CONTINUE RULE 16 CASE  
MANAGEMENT CONFERENCE**

Plaintiff Neonode Smartphone LLC (“Plaintiff”) requests that the Court continue the date of the Rule 16 Case Management Conference (“CMC”) by one week. This motion is UNOPPOSED.

The Court’s Order Governing Proceedings – Patent Case (“OGP”) was served on October 6, 2020, setting the CMC for October 16, 2020. (Dkt. No. 19). Per the OGP, the deadline for Plaintiff to serve its preliminary infringement contentions and make its production of other specified information and materials is seven days prior to the CMC, i.e., October 9, 2020. Plaintiff’s lead counsel, Philip Graves, is currently on a long-scheduled vacation that will run through October 11, 2020, two days after the deadline for Plaintiff to serve its preliminary infringement contentions and make its production of other specified information and materials. Accordingly, Plaintiff requests a one week continuance of the CMC, to October 23, 2020.

The parties have met and conferred regarding this motion, and Defendants' counsel has stated that Defendants do not oppose the relief requested herein. This motion is not brought for the purpose of delay.

DATED: October 6, 2020

Respectfully submitted,

By: /s/ Philip J. Graves

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*Counsel for Plaintiff Neonode Smartphone LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 6<sup>th</sup> day of October 2020, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(b)(1). Any other counsel of record will be served by a facsimile transmission and/or first class mail.

/s/ Philip J. Graves  
Philip J. Graves